



TOWN OF PALM BEACH

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS - SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

MARCH 8, 2022

9:30 AM

Welcome

For information regarding this agenda and the procedures for public participation at Town Council Meetings, please refer to the end of this agenda.

I. CALL TO ORDER AND ROLL CALL

Danielle H. Moore, Mayor
Margaret A. Zeidman, President
Bobbie Lindsay, President Pro Tem
Julie Araskog
Ted Cooney
Lew Crampton

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

IV. APPROVAL OF AGENDA

V. RECOGNITIONS

- A.** Recognition of Alexander C. Ives for his Service on the Architectural Review Commission from March 2011 to March 2022

Danielle H. Moore, Mayor

- B.** Recognition of Michael B. Small for his Service on the Architectural Review Commission from March 2013 to March 2022

Danielle H. Moore, Mayor

- C.** Recognition of Richard René Silvin for his Service on the Landmarks Preservation Commission from May 2014 to March 2022

Danielle H. Moore, Mayor

VI. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

- A.** Presentations by the Applicants and Appointments to the Architectural Commission (ARCOM)

Pat Gayle-Gordon, Acting Town Clerk

- B.** Presentations by the Applicants and Appointments to the Code Enforcement Board

Pat Gayle-Gordon, Acting Town Clerk

- C.** Presentations by the Applicants and Appointments to the Landmarks Preservation Commission

Pat Gayle-Gordon, Acting Town Clerk

- D.** Presentations by the Applicants and Appointments to the Retirement Board of Trustees

Pat Gayle-Gordon, Acting Town Clerk

VII. COMMENTS OF MAYOR DANIELLE H. MOORE

VIII. COMMENTS OF TOWN COUNCIL MEMBERS

IX. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

X. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. Town Council Meeting Minutes

Pat Gayle-Gordon, Acting Town Clerk

a. February 8, 2022, Town Council Meeting Minutes

b. February 9, 2022, Town Council Development Review Meeting Minutes

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of February 23, 2022.

Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 033-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Execute a Restrictive Covenant with the Florida Department of Environmental Protection.

H. Paul Brazil, P.E., Director of Public Works

2. RESOLUTION NO. 034-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Interlocal Agreement Governing Use of Palm Beach County Regional Opioid Settlement Funds and Authorizing the Town Manager and Staff to Execute All Documents Necessary on Behalf of the Town of Palm Beach.

Nicholas Caristo, Chief of Police

3. RESOLUTION NO. 035-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting Amendments to the Statement of Investment Policy for the OPEB Trust Board of Trustees of the Town of Palm Beach Pursuant to Section 82-153 of the Code of Ordinances of the Town of Palm Beach; Providing an Effective Date.

Jane Le Clainche, Director of Finance

4. RESOLUTION NO. 036-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFP No. 2022-10, Planning Services for Code Reform for the Town of Palm Beach to ZoneCo, LLC and The Corradino Group, Inc.

Dean Mealy, Purchasing Manager

5. RESOLUTION NO. 037-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to the FY22 Blanket Purchase Order issued to Xylem Water Solutions USA, Inc. in the Amount of \$81,732.07 for a New Award Amount of \$150,000.

Dean Mealy, Purchasing Manager

6. RESOLUTION NO. 038-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Change Order to the Award of Engineering Design Services to Mock-Roos and Associates for the D-8 Stormwater Pump Station and the E-5 Wastewater Pump Station for an Additional \$23,858 Against Resolution No. 150-2019.

Dean Mealy, Purchasing Manager

C. OTHER

1. Accept Donation of \$100,000 for Purchase of Equipment for the Police Department

Nicholas Caristo, Chief of Police

2. Request by the City of West Palm Beach for Town Sponsorship in

the Amount of \$12,000 for the City's 4th on Flagler Event

Kirk W. Blouin, Town Manager

3. Accept Donation of \$46,800 from Everglades Island Residents for Purchase of Security Cameras

Nicholas Caristo, Chief of Police

4. 209 Phipps Plaza Right-of-Way Permit for Scaffolding During Season

H. Paul Brazil, P.E., Director of Public Works

5. 100 Four Arts Plaza Right-of-Way Permit for Scaffolding During Season

H. Paul Brazil, P.E., Director of Public Works

6. Acceptance of Information Technology Donations

Kirk W. Blouin, Town Manager

XI. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Landmarks Preservation Commission

Rene Silvin, Chair

XII. COMMITTEE REPORTS

- A. Report of the Ordinances, Rules and Standards Committee Meeting Held on Thursday, February 3, 2022

Julie Araskog, Chair

1. Discussion Regarding Measures to Mitigate Impacts of Truck Traffic

Jay Boodheshwar, Deputy Town Manager

XIII. REGULAR AGENDA

- A. **Matters Pulled From Consent Agenda: If needed**

- B. **Old Business**

1. Proposed Addition of Stairs on the South Side of Memorial Fountain

TIME CERTAIN: 11:00 AM

Jay Boodheshwar, Deputy Town Manager

2. COVID-19 Situation Update

Kirk W. Blouin, Town Manager

3. Town-wide Undergrounding Project:

H. Paul Brazil, P.E., Director of Public Works

a. Review of Project and Dashboard, Summary of Project Status

b. Selection of Florida Power & Light Decorative Streetlights for Mid-Town Undergrounding Area.

c. RESOLUTION NO. 039-2022 A Resolution of the Town Council

of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Purchase Order to Kimley-Horn and Associates, Inc. for Construction Phase Services for the Australian Avenue Watermain Replacement in the Amount of \$73,925.91 and Establishing a Project Budget of \$81,319.

d. RESOLUTION NO. 040-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Burkhardt Construction Inc. for the Australian Avenue Watermain GMP in the Amount of \$2,113,852 and Establishing a Project Budget of \$2,325,231.

4. RESOLUTION NO. 027-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFP No. 2022-07 Valet Parking Services for the Town of Palm Beach to One Parking, Inc.

Jay Boodheshwar, Deputy Town Manager

C. New Business

1. Evaluation of Impacts to Right-of-Way Due to “Palm Beach Transportation Planning Agency Recommended Improvements for South Ocean Boulevard (A1A) Between Lake Avenue to Ibis Way to the Florida Department of Transportation”.

H. Paul Brazil, P.E., Director of Public Works

2. Review of a Stop Work Order Due to the Three Strike Rule at 755 N Lake Way

Wayne Bergman, Director of Planning, Zoning and Building

3. Review of a Stop Work Order Due to the Three Strike Rule at 246 Seaspray Avenue

Wayne Bergman, Director of Planning, Zoning and Building

XIV. ORDINANCES

A. Second Reading

1. Proposed Ordinance to Amend Chapter 134 of the Town Code, Relative to Residential On-Street Parking Permits

ORDINANCE NO. 001-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 134, Article X – On Street Parking Permits, at Sections 134-2292, 134-2296 (B) and 134-2296 (C); Relating to Issuance of Decals and Visitor/Service Permits; Changing the Effective Year from a Fiscal Year to a Calendar Year; Providing For Severability; Providing For Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

B. First Reading

1. Proposed Ordinance to Amend Section 42-199 of the Town Code to Include Additional Days When Construction and Landscaping Work is Prohibited

ORDINANCE NO. 004-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42 of the Town Code of Ordinances at Article V. Noise, Section 42-199, Hours for Construction Work at Subsection (B) Limited, to Provide Additional Limitations on Dates and Hours of Construction and Landscaping Work; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

2. Proposed Ordinance to Amend Chapter 106, Article VII of the Town Code to Include Additional Restrictions Regarding Use of Public Properties for Private Special Events

ORDINANCE NO. 005-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 106 Streets, Sidewalks and Other Public Places at Article VII, Special Events on Public Property at Division 1-, Generally, Section 106-257, Titled Regulations Relating To Special Event; at Division 2-Permit, Section 106-281-Required; at Section 106-282-Application and at Section 106-283-Standards for Issuance in the Manner and Form Set Forth Below; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

XV. ANY OTHER MATTERS

XVI. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: Please submit written comments/materials to council@townofpalmbeach.com or in person to the Town Clerk's Office, located at Town Hall, 360 South County Road. No written materials received after 3:30 p.m. on the Wednesday immediately prior to a monthly Town Council meeting will be included in the back-up binders distributed to the Mayor and Town Council in preparation for that meeting. Written materials received after 3:30 p.m. on Wednesday will be separately distributed to the Mayor and Town Council; however, depending upon the length of the materials, the time of submittal, and other circumstances, the Mayor and Town Council may not be able to read and consider such late submittals prior to acting upon the policy matter(s) which they address.

Note 2: The progress of this meeting may be monitored by visiting the Town's website (townofpalmbeach.com) and clicking on "Meeting Audio" in the left column. If you have questions regarding that feature, please contact

the Office of Information Technology (561) 227-6315. The audio recording of the meeting will appear within 24 hours after the conclusion of the meeting.

Note 3: If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings. For such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Note 4: Disabled persons who need an accommodation in order to participate in the Town Council Meeting are requested to contact the Town Manager's Office at 838-5410 or through the Florida Relay Service by dialing 1-800-955-8770 for voice callers or 1-800-955-8771 for TDD callers, at least two (2) working days before this meeting.

Note 5: Items listed on the Consent Agenda will be approved by one motion of the Town Council, unless the Mayor or an individual Council Member requests that any item(s) be moved to the Regular Agenda and individually considered.

Note 6: All back-up material for the items listed on the agenda are posted to the Town's website and emailed to all Stay Informed subscribers on the Friday before the Town Council meeting. To access the back-up materials and/or subscribe to the Stay Informed list, please visit the Town's website (townofpalmbeach.com).

PROCEDURES FOR PUBLIC PARTICIPATION

Citizens desiring to address the Town Council should proceed toward the public microphones when the applicable agenda item is being considered to enable the Town Council President to acknowledge you.

PUBLIC HEARINGS: Any citizen is entitled to be heard on an official agenda item under the section entitled "Public Hearings," subject to the three minute limitation.

COMMUNICATIONS FROM CITIZENS: Any citizen is entitled to be heard concerning any matter under the section entitled "Communications from Citizens," subject to the three minute limitation. The public also has the opportunity to speak to any item listed on the agenda, including the consent agenda, at the time the agenda item comes up for discussion.

OTHER AGENDA ITEMS: Any citizen is entitled to be heard on any official agenda item when the Town Council calls for public comments, subject to the three minute limitation.

Town Council Meetings are public business meetings and, as such, the Town Council retains the right to limit discussion on any issue.